

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

TRACY WOOTEN,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No.: 2:07-cv-00701-WKW
)	
PAGE WALLEY, Commissioner)	
of the Alabama Department of)	
Human Resources, in both his)	
individual and official capacities,)	
)	
Defendant.)	

REPORT OF THE PARTIES' PLANNING MEETING

1. **APPEARANCES:** Pursuant to FED.R.CIV.P. 26(f) and Local rule 26.1(a), a conference was held on October 11, 2007 via teleconference between the following:

Keith Anderson Nelms, for Plaintiff; and

Jennifer M. Bush, for Defendants.

2. **PRE-DISCOVERY DISCLOSURES:** The parties will exchange, by **November 21, 2007**, the information required by Local Rule 26.1(a)(1).

3. **DISCOVERY PLAN:** The parties jointly propose to the Court the following discovery plan:

(a) Discovery will be needed on the following subjects:

1. All information pertaining to Plaintiff's claims and damages;
2. Defendants' defenses.

(b) All discovery must be commenced in time to be completed by **March 1, 2008**.

(c) There will be a maximum of **25** interrogatories by each party, including sub-parts, to any other party. The responses will be due **30** days after service.

(d) There will be a maximum of **25** requests for production of documents by each party, including sub-parts, to any other party. The responses will be due **30** days after service.

(e) There will be a maximum of **15** requests for admission by each party, including sub-parts, to any other party. The responses will be due **30** days after service.

- (f) The parties agree that no more than 3 depositions may be taken by a party without leave of Court or agreement of the parties. The parties agree that each deposition is limited to a maximum of 4 hours unless extended by agreement of the parties.
- (g) Reports from retained experts under Rule 26(a)(2) will be due from Plaintiff by **January 31, 2007**, and from Defendants by **February 28, 2008**.
- (h) Supplementation of the core disclosures under Rule 26(e) will be within 30 days before the end of the discovery period.

4. **OTHER ITEMS:**

- (a) **Scheduling Conference:** The parties do not request a conference with the Court before entry of the scheduling order.
- (b) **Dispositive Motions:** All potentially dispositive motions must be filed by **March 13, 2008**.
- (c) **Settlement:** Settlement and the possibility for mediation cannot be evaluated until some discovery is completed.
- (d) **Pretrial Conference:** The parties request a final pretrial conference 45 days before trial.
- (e) **Trial Evidence:** the final list of witnesses and trial evidence under Rule 26(a)(3) should be due 30 days before trial. The parties should have 10 days after service of the final lists of trial evidence to list objections under Rule 26(a)(3).
- (f) **Trial Date:** The case should be ready for trial by **August 1, 2008**, and is expected to take approximately 2 days of trial time.

Dated: October 11, 2007.

/s/ Andy Nelms

ATTORNEY FOR PLAINTIFF

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I have served a copy of the foregoing REPORT OF THE PARTIES' PLANNING MEETING upon the following electronically or by placing a copy thereof, addressed to him as indicated below, in U.S. Mail, first class postage prepaid, on this the 11th day of October, 2007.

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/s/ Andy Nelms
Of Counsel